



17236 U.S. PTO

Attorney Docket No. UCIVN-003C

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Corinne Gail Wong et al. )  
Serial No.: To Be Determined )  
Filed: Herewith, February 5, 2004 )  
For: Methods for Preparing and Using )  
Implantable Substance Delivery Devices )

Art Unit: To Be Determined  
Examiner: To Be Determined

17548 U.S. PTO  
10/773835



**Transmittal of a Continuation Utility Patent Application**

Express Mail mailing label no. EV 220345933 US

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith for filing is the continuation utility patent application for "Methods for Preparing and Using Implantable Substance Delivery Devices".

- ☒ The applicant(s) hereby request(s) the filing of the continuation patent application under 37 CFR §1.53(b) is a continuation of application Serial No.09/894,914, filed June 28, 2001 and provisional patent application Serial No. 60/215, 731 filed June 28, 2000. No amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.
- ☒ A true copy of the following are enclosed:
  - ☒ the prior application as filed, including all 33 pages of specifications (including 19 pages of written description; 12 pages of claims (Claims 1-98); 1 page of Abstract and 1 page of Figure 1) and 2 sheets of formal drawings; and
  - ☒ the declaration of inventorship showing the signatures or an indication it was signed.

- ☐ Applicant hereby requests that the above-referenced patent application, filed concurrently herewith, **NOT BE PUBLISHED** under 35 U.S.C. §122(b). In making this request, applicants certify that the invention disclosed in the application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at 18 months after filing.
- ☐ Please delete the names of the following persons who are not inventors of the invention being claimed in this divisional application:
- ☒ Please amend the specification after the granting of a filing date herein by inserting before the first line the sentence: -This is a continuation of application Serial No.09/894,914, filed June 28, 2001 and provisional patent application Serial No. 60/215, 731 filed June 28, 2000.-
- ☒ Please amend the claims by canceling claims 1 through 34. Applicant will file a subsequent preliminary amendment presenting new claims for prosecution at a later date.
- ☒ Check No. 3309 covering the filing fee in the amount of \$781.00 accompanies this application, calculated as follows:

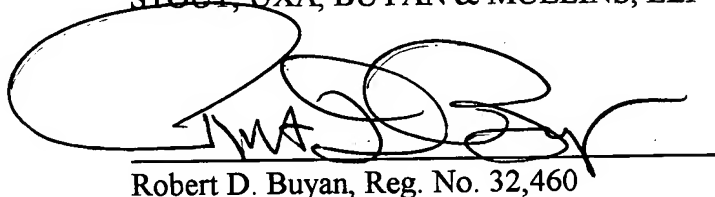
For	(Col. 1)		(Col. 2)		Small entity		Other than a	
	No. Filed		No. extra		Rate	Fee	Rate	Fee
Basic fee						\$ 385	Or	\$
Total claims	64	- 20 =	44	x 9	\$ 396	Or	x 18	\$
Indep claims	2	- 3 =	0	x 43	\$	Or	x 78	\$
_ Multiple dependent claims presented			+ 130	\$	Or	+ 260	\$	
Total					\$ 781	Or	Total	\$

- ☒ An Assignment of the invention to The Regents of the University of California was previously recorded in the parent application Serial No. 09/894,917 on Reel 012342/ Frames 0823 on December 4, 2001.
- ☒ A Statement of Ownership and Power of Attorney.
- ☒ The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application processing fees required under 37 § CFR 1.17 to Deposit Account No. 50-0878.
- ☒ Two (2) sheets of formal drawings are enclosed.
- ☒ The undersigned is the Applicant's attorney of record in the prior application, and all future communications should be addressed to the undersigned at the new address shown herebelow.

- ☐ The statement(s) of Small Entity Status filed in the prior application is no longer proper and is hereby withdrawn.
- ☐ An information disclosure statement is enclosed.

Date: February 5, 2004

STOUT, UXA, BUYAN & MULLINS, LLP



Robert D. Buyan, Reg. No. 32,460

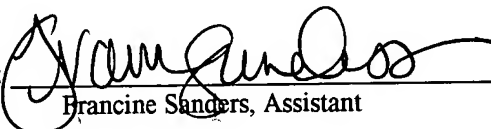
4 Venture, Suite #310  
Irvine, CA 92618  
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Facsimile: (949) 450-1764

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CERTIFICATE OF MAILING

I hereby certify that this Transmittal letter, the above-identified documents and papers, and a return postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on February 5, 2004 and is addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: February 5, 2004

By:   
Francine Sanders, Assistant

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